

34A-7-105 Violation of chapter -- Misdemeanor -- Injunction.

(1) It is a violation of this part and a class C misdemeanor to operate a boiler or pressure vessel subject to this part if:

- (a) certification has been denied or suspended; or
- (b) the boiler or pressure vessel is knowingly operated while constituting a safety hazard.

(2)

- (a) The Division of Boiler and Elevator Safety may bring a lawsuit in any court of this state to enjoin the operation of any boiler or pressure vessel in violation of this part.
- (b) The court may issue a temporary injunction, without bond, restraining further operation of the boiler or pressure vessel, ex parte.
- (c) Upon a proper showing, the court shall permanently enjoin the operation of the boiler or pressure vessel until the violation is corrected.

Amended by Chapter 155, 2006 General Session